GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Department of A.P. Tourism- Development of Tourism Projects under Public Private Partnership (PPP) Mode - APTDC as Nodal Implementing Agency for PPP Projects- Orders-Issued.

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YOUTH ADVANCEMENT, TOURISM AND CULTURE (PMU) DEPARTMENT

G.O.RT.No. 90 Dated: 26-03-2016

Read the following:-

1. G.O.Rt. No.869, YAT&C (PMU) Department, Dt.24-11-2012
2. G.O.Ms.No. 9, YAT&C (PMU) Department, Dt.28-01-2013
3. G.O.Ms.No.9, YAT&C (T) Department, Dt.12-06-2015

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O R D E R:

In the G.O.1st read above the Government have issued orders for transfer of assets of Tourism Projects Awarded/Commissioned/ under progress as on 31-10-2012 under Public Private Partnership (PPP) Mode in PMU wing of YAT& C Department to Andhra Pradesh Tourism Development Corporation Limited(APTDCL) for effective and coordinated monitoring and promotion of Tourism.

2. In the G.O. 2nd read above the Government have issued orders duly nominating the Andhra Pradesh Tourism Development Corporation Limited as implementing Agency in place of Youth Advancement, Tourism and Culture (PMU) Department in terms of Lease and Development and Management agreements executed and also a supplementary Agreement among YAT&C , APTDC and developer/lessee need to be executed. Further, ordered that the Lease Rentals continued to be paid to the YAT&C(PMU) Department and the Additional Development Premium(ADP) will be paid to APTDCL.

3. The Government have revised the existing Tourism Policy vide G.O. 3rd read above and also launched Tourism Mission Document for inclusive growth of Tourism Infrastructure in a systematic manner in the State of Andhra Pradesh.

4. In the light of new Tourism Policy 2015-20 and Mission Mode Approach for development of Tourism Infrastructure, the Government, after careful examination of the matter in detail, hereby order that the APTDCL shall continue to function as the Nodal Implementing Agency for the PPP projects taken up by the Tourism Department.

5. Further, the APTDC shall set up a PPP cell in the Project Wing of the APTDC to deal exclusively with the PPP Projects.

6. The following guidelines/procedures/terms and conditions shall be followed by the APTDC, as the Nodal Implementing Agency for the PPP Projects:

a) For implementation of PPP projects, the APTDC shall follow the model Request for Proposal(RFP) documents issued by Planning Commission of India, PPP Guidelines prescribed in Department of Economic Affairs, Ministry of Finance, GoI, the guidelines prepared by Government of A.P., and the provisions stipulated in the A.P. I.D.E. Act, 2001 and Tourism Policy 2015-20 as applicable from time to time.

p.t.o

b) Government will make available the requisite land for the PPP projects through the Commissioner of Tourism to APTDC. The title over the land will continue with Government.

c) The VC & MD, APTDC is authorized to lease the land on behalf of Government under PPP Mode by following transparent Bid Process as per the Model RFP by Planning Commission of India PPP Guidelines of Department of Economic Affairs(DEA), Ministry of Finance, GoI, PPP guidelines of G.O.A.P., provisions stipulated in A.P.I.D.E. Act-2001 and as per the norms of Tourism Policy as applicable.

d) To enable proper and transparent process, APTDC may engage Consultants for Transaction Advisory Services and implementation support through transparent bidding process. The cost incurred on such Project Consultancy should be met from Project Development Fee(PDF) collected for each project.

e) The feasibility report, RFP/Bid Documents and Concession Agreement/Lease Agreement/Development & Management Agreement etc., has to be vetted by the "Committee on Tourism PPP Projects" (Committee).

f) The VC &MD, APTDCL has to send all the RFP/Bid documents/Concession Agreement/Lease Agreement/ Development & Management Agreement, after vetting by the Committee on Tourism PPP Projects for approval of the Government before issue of an advertisement for PPP Projects.

g) After approval of the Bid Documents by the Government, APTDC will release advertisement etc giving full publicity. The expenditure of such release of advertisements, publicity etc shall be met from Project Development Fee(PDF). A Pre-Bid Meeting has to be convened with prospective investors, whenever required. The expenditure of such Pre-bid Meetings and investment promotion can also be met from Project Development Fee(PDF).

h) Technical Bids shall be opened in presence of the Committee on Tourism PPP Projects and the Bidders. After technical scrutiny of bids, the matter will be placed in "Committee on Tourism PPP Projects " for evaluation of the technical eligibility and recommendation on opening of Financial Bids.

i) The Financial Bids shall be opened in presence of "Committee on Tourism PPP Projects" and qualified Bidders. The "Committee on Tourism PPP Projects" shall evaluate all the Bids and prepare Minutes with specific recommendations on the Bids.

j) The VC & MD, APTDCL has to send a full report on the bidding process along with the Minutes with the recommendations of the "Committee on Tourism PPP Projects" to the Government for orders.

k) On approval of the Competent Authority, the Government will communicate the decision by means of an order/Memo and thereafter the APTDC will take further action for award of project, as per prescribed procedure.

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l) The APTDC will be authorized entity to enter into Concession Agreement/ Lease Agreement/ Development & Management Agreement, as the case may be, with successful bidder for the PPP Projects.

m) APTDC will be responsible for Collection of Project Development Fee, keeping the same in a separate account in APTDC and utilize the same for the purpose of Transaction Advisory Consultancy Fee, advertisement charges, pre bid meeting and miscellaneous expenditure related to Project development. Any other expenditure has to be met with specific approval of Government.

n) APTDC will be responsible for Collection of lease rentals, keeping the same in a separate account in APTDC and remittance into the relevant Government head of account quarterly.

o) APTDC will be responsible for Collection of Additional Development Premium (ADP)/Revenue Share and keeping the same in a separate account in APTDC for meeting Project Monitoring Costs, Project overheads and Legal advisory services pertaining to the PPP Projects. Balance, if any, can be used for Tourism Infrastructure Projects with specific Government approval for which VC&MD, APTDC shall send necessary proposals to Government.

p) APTDC will nominate the Executive Director(Projects), Superintending Engineer and Estate Officer of APTDC in the Head Office as the State level Project Managers of the PPP Projects and Regional ED/GM of APTDC in-charge of the district, District Tourism Officers and Divisional Managers, APTDC of respective Districts will be the District level project Managers of the PPP Projects. The ED/GM of APTDC, District Tourism Officers and Divisional Managers, APTDC of respective district will be totally involved for monitoring of the PPP Projects and APTDC will ensure that full details are available with them for monitoring the PPP projects.

q) APTDC shall set up proper monitoring procedure to ensure that the PPP project is implemented fully as per terms of Agreements. The APTDC may engage Project Management Consultants for this purpose. The periodic progress report shall be placed before "Committee on Tourism PPP Projects" by the APTDC and also submitted to Government for placing before the Empowered Committee of Ministers.

r) APTDC shall follow the advice and other suggestions of the "Committee on Tourism PPP Projects" for proper implementation of PPP Projects. However, neither the Committee nor the APTDC can modify or change any terms of the agreements, as approved by Government.

s) APTDC shall be bound by all Government decisions and directions in respect of PPP Projects.

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7. In addition to APTDC, other agencies in Tourism & Culture Department like Shilparamam Arts Crafts & Cultural Society may also take up Tourism PPP projects. However, the guidelines issued above shall be applicable to all agencies in Tourism & Culture Department, taking up Tourism PPP Projects and if necessary, separate Government Orders will be issued specific to those organizations.

8. The Vice-Chairman & Managing Director, A.P. Tourism Development Corporation shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

NEERABH KUMAR PRASAD
PRINICIPAL SECRETARY TO GOVERNMENT

To
The Vice-Chairman & Managing Director, A.P. Tourism Development Corporation Ltd., Himayathnagar, Hyderabad
The Commissioner, Department of Tourism, Government of Andhra Pradesh, Tank Bund Road, Hyderabad
The Director of Culture, AP, Hyderabad.
The Director of Archaeology & Museums, A.P., Hyderabad
The Vice Chairman & Managing Director, INCAP, AC Guards, Hyderabad.
SF/SC.

//FORWARDED :: BY ORDER//

SECTIION OFFICER